

**COUNCIL and COMMITTEE SESSION SUMMARY****Wednesday, March 1, 2006 – Tuesday, March 7, 2006**






*This summary is not intended to be the official record of the Council --  
Official minutes are available for that purpose in the Office of Legislative Information Services*

<b>T&amp;E</b>	<b>9:30 AM - 7CHR</b>	
<b>Mar 2</b>	(1)•Resolution to authorize Advance Taking - Brink Road Bridge over Goshen Branch Tributary (Orlin)	Recommended approval
	<b><u>Capital Improvements Program</u></b>	
	(2)•Transportation ( <i>continued</i> ) (Orlin)	Worksession
	(3)•FY06 Budget and CIP amendments: DPWT (Orlin)	Worksession
<b>AD HOC</b>	<b>1:00 PM - 6CCR</b>	
<b>Mar 2</b>	(1)•Information and Outreach - Town Hall meetings (Lacefield)	Discussed issues
<b>HHS</b>	<b>2:00 PM - 3CCR</b>	
<b>Mar 2</b>	<b>•Capital Improvements Program</b>	
	(1)- Libraries (Davidson/McGuire)	Worksession
	(2)•Resolution to establish policy on parking at County libraries	Discussed issues
<b>ED</b>	<b>2:15 PM - 7CHR</b>	
<b>Mar 2</b>	(1)•Supplemental appropriation - Montgomery College - \$1,390,000 for Takoma Park/Silver Spring Parking Garage (Sherer)	Recommended approval
	<b><u>Capital Improvements Program</u></b>	
	(2)•FY06 Budget and CIP amendments: College (Sherer)	Worksession
	(3)•Montgomery College (Sherer)	Worksession
<b>ED/MFP</b>	<b>4:30 PM - 7CHR</b>	
<b>Mar 2</b>	(1)•Inspector General Report - Seven Locks Elementary School project (Boucher/Levchenko)	Discussed the IG report
<b>PHED</b>	<b>9:30 AM - 7CHR</b>	
<b>Mar 3</b>	(1)•Damascus Master Plan (Michaelson/White)	Worksession
<b>PHED</b>	<b>9:30 AM - 7CHR</b>	
<b>Mar 6</b>	<b>•Capital Improvements Program</b>	
	(1)- Housing and Community Affairs (McMillan)	Worksession
	(2)- Wheaton and Long Branch redevelopment projects (McMillan)	Worksession
	(3)•Update - Housing Initiative Fund (McMillan)	Received update
<b>HHS</b>	<b>1:00 PM - 7CHR</b>	
<b>Mar 6</b>	<b><u>Capital Improvements Program</u></b>	
	(1)•Libraries ( <i>continued</i> ) (McGuire/Davidson)	Worksession
	(2)•Update - Dental Service (Planell)	Received update
	(3)•Review - Mental health clinics (Planell)	Received update

RES/ORD	SUBJECT	ACTION
	<b>Tuesday, March 7, 2006</b>	
	10:30 <b>INVOCATION</b> - Chaplain Edco Bailey, Shady Grove Adventist Hospital, Rockville	Gave invocation
	10:35 <b>GENERAL BUSINESS</b>	
	<b>A. Announcements:</b>	
	<ul style="list-style-type: none"> <li>Agenda and Calendar Changes</li> </ul>	Noted the addendum to the agenda; and that Lawrence Zoeller should be listed under Item 3A as an appointee to the Agricultural Advisory Committee
	<ul style="list-style-type: none"> <li>Public Hearing schedule for the FY07 Operating Budgets:</li> </ul>	Noted the public hearing schedule
	April 5, 6, 17, and 18 at 7:00 pm, and April 5, 2006 at 1:30 pm.	
	<i>Persons wishing to testify should call 240-777-7931 beginning March 16, 2006.</i>	
	(2) <b>B. Acknowledgement</b> - Receipt of Petitions	Acknowledged
	<b>C. Action</b> - Approval of Minutes: January 30, February 13, 14, and 16, 2006 (Lauer)	Approved (7y; MS, TP ta)*
	(3) 10:40 <b>CONSENT CALENDAR</b>	Adopted (8y; TP ta)*
	<b>A. Introduction</b> - Supplemental appropriation to the County Government's FY06 Capital Budget, Department of Public Works and Transportation - \$472,000 for Elevator Modernization in Council Office Building (Source: Current Revenue) (Sherer)	Introduced
	<i>Public Hearing/Action is scheduled for 3/21/06 at 1:30 pm.</i>	
	<b>B. Introduction</b> - Resolution to endorse Maryland Economic Development Assistance Authority and Fund (MEDAAF) grant to assist WorldSpace, Inc.'s relocation to Montgomery County (Ferber)	Introduced
	<i>Action is scheduled for 3/14/06.</i>	
<b>R-15-1347</b>	<b>C. Action</b> - Resolution to amend the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: Derwood Bible Church multi-use system (Levchenko)	Denied the request
	<i>T&amp;E Committee recommends denial.</i>	
*y=yes; ta= temporarily absent		

RES/ORD	SUBJECT	ACTION
<b>R-15-1348</b>	D. <b>Action</b> - Resolution to authorize Advance Taking - Brink Road Bridge over Goshen Branch Tributary (Orlin)	Adopted
	<i>T&amp;E Committee recommendation will be available 3/2/06.</i>	
	E. <b>Action</b> - Recommendation for nomination to the Board of Investment Trustees (Ferber)	Approved
<b>R-15-1349</b>	F. <b>Action</b> - Confirmation of County Executive appointments to the Agricultural Advisory Committee: Tom Linthicum, J. Keith Patton, Jr., Gene Walker, Vincent Berg, Hall Sisson (Ferber)	Adopted
<b>R-15-1350</b>	G. <b>Action</b> - Confirmation of County Executive appointments to the Historic Preservation Commission: Nuray Anahtar, Lee J. Burstyn, Jef Fuller (Ferber)	Adopted
<b>R-15-1351</b>	H. <b>Action</b> - Confirmation of County Executive appointments to the Upcounty Recreation Advisory Board: Aranthan Steve Jones II, R. Scott McKernon, Deanna Tomasetti (Ferber)	Adopted
<b>R-15-1352</b>	I. <b>Introduction</b> - Resolution to support increased funding for Metro, sponsored by Councilmembers Knapp and Floreen (Fuhrmann)	Introduced; waived the Council's Rules of Procedure; adopted
	J. <b>Introduction</b> - Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program: (Levchenko)	Introduced the appropriations
	• \$975,000 Relocatable Classrooms for Acceleration of the Full-Day Kindergarten Initiative (Source: Current Revenue)	
	• \$3,050,000 for Rehab/Renovation of Closed Schools (Downcounty Consortium Elementary School #28) and for Linkages to Learning space (Source: G.O. Bonds)	
	<i>Public Hearing is scheduled for 3/28/06 at 1:30 pm.</i>	
	K. <b>Introduction</b> - Special appropriation to the MCPS' FY06 Capital Budget- \$3,000,000 for Relocatable Classrooms (Source: Current Revenue) (Levchenko)	Introduced
	<i>Public Hearing is scheduled for 3/28/06 at 1:30 pm.</i>	
	<b>Add:</b> L. <b>Action</b> - Appointment of special counsel to provide legal advice regarding federal copyright law : Edell, Shapero & Finnan, LLC (Faden)	Approved

RES/ORD	SUBJECT	ACTION
	10:45 <b>DISTRICT COUNCIL SESSION</b>	
	(4) A. Consideration of Hearing Examiner's Report and Recommendation: (Wilson)	
<b>R-15-1353</b>	<b>Application No: G-836</b>	Remanded to the Hearing Examiner (8y; TP ta)*
	<b>Applicant:</b> J. Kirby Development, LLC (Barbara Sears and Scott Wallace, Attorneys)	
	<b>Property:</b> 16.013 acres located at 2929, 3001 and 3031 Bel Pre Road, Wheaton	
	<b>Action:</b> Rezone from RE-2 to PD-2 Zone	
	<b>Recommendations:</b> Planning Staff: Approve	
	Planning Board: Approve	
	Hearing Examiner: Remand	
	(5) B. Consideration of Hearing Examiner's Report and Recommendation: (Wilson)	
<b>R-15-1354</b>	<b>Application No: G-820</b>	Adopted (8y; TP ta)*
	<b>Applicant:</b> Normandy Farms Joint Venture (Jody S. Kline, Attorney)	
	<b>Property:</b> 6.53 acres located at 10710 Falls Road, Rockville	
	<b>Action:</b> Rezone from RE-2/TDR to Country Inn	
	<b>Recommendations:</b> Planning Staff: Approve	
	Planning Board: Approve	
	Hearing Examiner: Approve	
	(6) 11:00 <b>DISCUSSION</b> - Status Report on Pandemic Next Steps: Influenza/Avian Influenza (McGuire/Davidson)	Held discussion
	11:45 <b>RECESS</b>	
	(7) 1:30 <b>PUBLIC HEARING</b> - Zoning Text Amendment 06-01, Rural Village Center Overlay Zone – Revisions (Wilson)	PH; record open until cob 3/10/06
	<i>PHED Committee worksession tentatively scheduled for 3/17/06.</i>	
	(8) 1:30 <b>PUBLIC HEARING</b> - Zoning Text Amendment 06-02, Mixed Used Town Center Zone – Revisions (Wilson)	PH; record open until cob 3/10/06
	<i>PHED Committee worksession tentatively scheduled for 3/17/06.</i>	
	(9) 1:30 <b>PUBLIC HEARING</b> - Zoning Text Amendment 06-03, Rural Neighborhood Cluster Zone - TDR Option (Wilson)	PH; record open until cob 3/10/06
	<i>PHED Committee worksession tentatively scheduled for 3/17/06.</i>	
*y=yes; ta= temporarily absent		

RES/ORD	SUBJECT	ACTION
	(10) 1:30 <b>PUBLIC HEARING</b> - Zoning Text Amendment 06-04, Rural Neighborhood Cluster Zone - Rural Open Space (Wilson)	PH; record open until cob 3/21/06
	<i>PHED Committee worksession tentatively scheduled for 4/3/06.</i>	
	(11) 1:30 <b>PUBLIC HEARING</b> - Zoning Text Amendment 06-05, C-2 Zone - Site Plan Review (Wilson)	PH; record open until cob 4/10/06
	<i>PHED Committee worksession tentatively scheduled for 4/3/06.</i>	
	(12) 1:30 <b>PUBLIC HEARING</b> - <b>Bill 2-06</b> , Collective Bargaining - County Employees - Fact Finding (Faden)	PH; record open until cob 3/14/06
	<i>MFP Committee worksession will be scheduled at a later date.</i>	
	(13) 1:30 <b>PUBLIC HEARING</b> - <b>Bill 3-06</b> , Consumer Protection - Revisions (Faden)	PH; record open until cob 3/17/06
	<i>PHED Committee worksession tentatively scheduled for 4/3/06.</i>	
	(14) 1:30 <b>PUBLIC HEARING</b> - Special appropriations to the Housing Opportunities Commission's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Healy)	PH; record closed 
	<i>Action is tentatively scheduled for 3/14/06.</i>	
	(15) 1:30 <b>PUBLIC HEARING</b> - Special appropriations to Montgomery College's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Sherer)	
	<i>Action is tentatively scheduled for 3/14/06.</i>	
	(16) 1:30 <b>PUBLIC HEARING</b> - Special appropriations to the County Government's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Orlin)	
	<i>Action is tentatively scheduled for 3/14/06.</i>	
	(17) 1:30 <b>PUBLIC HEARING</b> - Special appropriations to the County Government's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Orlin)	
	<i>Action is tentatively scheduled for 3/14/06.</i>	
	(18) 1:30 <b>PUBLIC HEARING</b> - Special appropriations to the MCPS' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Levchenko)	
	<i>Action is tentatively scheduled for 3/14/06.</i>	

RES/ORD	SUBJECT	ACTION
	(19) 1:30 <b>PUBLIC HEARING</b> - Special appropriations to the MCPS' FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Planell)	↩
	<i>Action is tentatively scheduled for 3/14/06.</i>	
	(20) 1:30 <b>PUBLIC HEARING</b> - Special appropriations to the MNCPPC's FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Michaelson)	↩
	<i>Action is tentatively scheduled for 3/14/06.</i>	
	(21) 1:30 <b>PUBLIC HEARING</b> - Special appropriations to the MNCPPC's FY06 Operating Budget - Various projects relating to maintenance of Physical and Technology Infrastructure (Source: Current Revenue) (Michaelson)	↩
	<i>Action is tentatively scheduled for 3/14/06.</i>	
	<b>3:24 P.M. RECESS</b>	
	(22) 7:30 <b>PUBLIC HEARING (3rd floor Council Hearing Room)</b> - Special appropriation to the Montgomery County Public Schools' FY06 Capital Budget and amendment to the FY05-10 Capital Improvements Program - \$3,300,000 for Seven Locks Elementary School Replacement (Source: G.O. Bonds) (Levchenko)	PH; record open until cob 3/21/06
	<i>ED Committee worksession tentatively scheduled for 3/23/06.</i>	
	<b>10:07 P.M. ADJOURN</b>	
<b>HHS/ED</b>	<b>2:00 PM - 7CHR or immediately following Council session</b>	
<b>Mar 7</b>	(1)•Update - Transition plans for Grafton School and residences (Planell)	Received update